

driveway to be subject to the foregoing conditions and the present and future rules and regulations and ordinances of the City of Austin, Texas, applying to or regulating commercial driveways and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said M. H. Crockett has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

The above resolution was adopted by the following vote: Ayes, Mayor Pro tem Pannell, Councilmen Mueller, Reed, and Steck, 4; nays, none; Mayor McFadden absent, 1;

A petition signed by the business men and property owners on East Sixth Street, asking for the paving of East Avenue, was read and taken under advisement, pending submission by the Park Board of their plans and specifications for the improvement of this street.

A statement from the Tax Department, showing that a clerical error was made in the assessment of improvements against the Driskill Hotel Company for the year 1927, whereby said Company overpaid in taxes for said year the sum of \$78.47, was read. Councilman Mueller moved that in accordance with the statement of facts as shown by the Tax Department, the Driskill Hotel Company be refunded the sum of \$78.47 due them for such over payment. Motion was seconded by Councilman Steck and same prevailed by the following vote: Ayes, Mayor Pro tem Pannell, Councilmen Mueller, Reed, and Steck, 4; nays, none; Mayor McFadden absent, 1.

Councilman Reed moved that the Council recess, subject to call of the Mayor. Motion was seconded by Councilman Steck, and same prevailed by the following vote: Ayes, Mayor Pro tem Pannell, Councilmen Mueller, Reed, and Steck, 4; nays, none; Mayor McFadden, absent, 1,;

The Council then recessed.

Approved: _____
M a y o r Pro Tem

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, October 17, 1929.

The Council was called to order by the Mayor. Roll call showed the following members present: Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; absent, none.

The Minutes of the last meeting were read and Councilman Pannell moved the adoption of same as read. Motion was seconded by Councilman Mueller and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

A committee from the Chamber of Commerce called upon the Council and urged that steps be taken as soon as possible towards the completion and acceptance of

the Dam and offered their services in every way possible. The Mayor thanked the Committee for their offer and assured them that the Council would be glad to accept their services should same be needed.

The Mayor laid before the Council the following reports of the Safety Committee upon the application of Adolph Kohn, which had been read at the last regular meeting and laid over:

"Austin, Texas, October 9, 1929.

Mr. Adam R. Johnson,
City Manager,
Austin, Texas.

Dear Sir:

We, the members of the Safety Committee, have considered the request of Adolph Kohn for permit to remodel a two story brick building at the southeast corner of Lavaca and Fourteenth Streets so that it may be used as a drive-in gasoline filling station and repair garage with wash and grease racks. The request has been presented too late to give the Safety Committee time to make a complete report but the Safety Committee expects to recommend the granting of a permit subject to the usual conditions and subject to the additional condition that the second floor of the building shall never be used as living quarters. If the Council recommends tentative approval of the site the Safety Committee will have detailed recommendations ready for the meeting of October 17th.

Yours truly,

J. E. Woody, Fire Chief;
Geo. F. Krueger, Fire Marshal;
Orin E. Metcalfe, City Engineer;
Tom Neal, Traffic Police Captain;
L. A. Palmer, City Plumbing Inspector. "

"Austin, Texas, October 16, 1929.

Mr. Adam R. Johnson,
City Manager,
Austin, Texas.

Dear Sir:

We, your committee on the application of Adolph Kohn for permit to remodel and operate a two story building at the southeast corner of Lavaca and Fourteenth Streets so that it may be used as a drive-in gasoline filling station and repair garage with wash and grease racks, make the following report:

We, your committee, recommend that permit be granted subject to the following conditions:

- (1) That all buildings and equipment shall be placed inside of the property line, correct lines to be obtained before construction starts or equipment installed. Lines and grades to be obtained from the City Engineering Department for entrances and driveways, building plans to be approved by the City Building Inspector.
- (2) That ceiling of that portion of the building that extends over driveways shall be covered with metal. Supports for portion extended over driveway to be supported by brick or reinforced concrete pillars.
- (3) That gasoline storage tanks and pumps and equipment used in connection therewith shall be of an approved type and shall bear the label of the National Board of Fire Underwriters. All equipment to be installed in compliance with City and State Regulations governing such installations. All equipment to be inspected and approved before being placed in service.
- (4) That gasoline pumps and other equipment used in connection with the operation of a gasoline filling station shall be so located that cars receiving service therefrom will not in any way obstruct the sidewalk, street or alleyway. The pumps shall be at least ten (10) feet inside the property line and all equipment shall be not less than thirty (30) feet from adjoining residence, except his own residence.
- (5) That electric lights only shall be used for lighting purposes, and all electric wiring shall be done in compliance with regulations governing the wiring of gasoline filling stations, and shall be approved by the City Electrical Department.

That "NO SMOKING" signs shall be displayed at all times and no person shall be permitted to smoke or have any open flame on premises where gasoline is sold or stored.

(7) That there shall be kept in an accessible place at all times, a chemical fire extinguisher for emergency use.

(8) That all gasoline pumps, tanks, equipment and piping connected thereto shall be inspected and approved by the City Plumbing Inspector, and the mechanic employed by the applicant to install the gasoline equipment shall apply to Plumbing Inspector for a special permit and shall give Plumbing Inspector sufficient notice when ready for inspection.

(9) That the grades of the station shall be such that no waste oils or water or any floor washing water shall ever pass over the City sidewalk area and that all of said waste oils and water shall be concentrated into a combined grease and sand trap and shall be conducted from said sand trap to the nearest City storm sewer at the expense of the applicant.

(10) That a plan of the filling station hereto attached marked 2-B-188 shall be followed during construction and shall be considered a part of this resolution, said plan showing the proposed location of pumps, driveways and methods of draining away waste waters and oils.

(11) That all adjacent walks, ramps, gutters and curbs shall be constructed of concrete and all construction shall conform to the attached plan of the development, marked 2-B-188.

(12) That the applicant or the mechanic employed by the applicant to make the installation shall apply to the Inspector of Weights and Measures for inspection after the installation has been approved by the Plumbing Inspector.

(13) That before using said station the owner shall apply to the City Engineer for final inspection when he considers that he has complied with all of the requirements of the City.

J. E. Woody, Fire Chief;

Geo. F. Krueger, Fire Marshal;

Orin E. Metcalfe, City Engineer;

Tom Neal, Traffic Police Captain

L. A. Palmer, City Plumbing Inspector.

Approved:

Adam R. Johnson,
City Manager.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That permission shall be granted to Adolph Kohn to reconstruct the building at the southeast corner of Fourteenth and Lavaca Streets and to operate same as a drive-in filling station and garage, subject to the foregoing conditions and the present and future rules and regulations and ordinances of the City of Austin, Texas, applying to or regulating gasoline filling stations, and said permission shall be held to be granted and accepted subject to all necessary reasonable and proper present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of proper police, traffic and fire regulations, and the right of revocation is retained if, after hearing, it is found by the City Council that said Adolph Kohn has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the application of W. E. McCaleb to operate an open air second-hand automobile sales business at 302-4 West Fifth Street; also the following report of the Safety Committee upon same:

"Mr. Adam R. Johnson,
City Manager,
Austin, Texas.

Dear Sir:

We, the Safety Committee of the City of Austin, have considered the application of W. E. McCaleb to operate an open air second-hand automobile sales lot at 302-4 West Fifth Street and to also have a commercial drive across the sidewalk area at 302-4 West Fifth Street.

We, your Committee, recommend that permission be granted, subject to the following conditions:

That W. E. McCaleb agree in writing, in an instrument which will be subject to record in Travis County Deed Records, to construct concrete curbs, gutters, and new sidewalk in accordance with grades to be furnished by the City of Austin at some future date, and that he will construct said new concrete work at any time the City Council may specifically order same or not later than the time when the City may order Fifth Street pavement to be widened.

We recommend that W. E. McCaleb be permitted to cut the present curb and construct a gravel driveway over the sidewalk area leaving present concrete sidewalk undisturbed, but that he construct a temporary concrete return, thirty inches wide, adjacent to the present gutter line, which temporary concrete work will have to be lost at the time that paving is widened.

We recommend that this permit limit the use of the lot to that stated in his application and this report, and that at any time that any change of use is required, he submit a new request, that the applicant shall present a plan showing the location of temporary driveways which must be approved by the Safety Committee before the commencement of any construction or the change of any curbs.

J. E. Woody, Fire Chief;

Orin E. Metcalfe, City Engineer;

Tom Neal, Traffic Police Captain;

L. A. Palmer, City Plumbing Inspector.

Approved:

Adam R. Johnson,
City Manager.

Councilman Mueller moved that permit be granted to said W. E. McCaleb, subject to the above recommendations of the Safety Committee. Motion was seconded by Councilman Steck and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

Councilman Reed moved that in view of the facts as set forth in a communication from Judge Ed R. Kone of the Corporation Court, the fine imposed against M. K. Partridge in the Corporation Court on September 11th, 1929, Cause #27280, amounting to \$11.80, be remitted. Motion was seconded by Councilman Mueller and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following report of the Safety Committee upon the application of Paul O. Simms Company, Agents, to erect a community center at Nineteenth and Lavaca Streets:

"Austin, Texas, October 5, 1929.

Mr. Adam R. Johnson,
City Manager,
Austin, Texas.

Dear Sir:

We, the members of the Safety Committee, have considered the request of Paul O. Simms Company, Agents for Ireland Graves, owner of the property on the north side of Nineteenth Street and on the east side of Whitis Avenue for a permit to have commercial driveways across Nineteenth Street and Whitis Avenue and for a permit to set curb back so as to widen Whitis Avenue.

We, your Committee, recommend that permission be granted subject to the following conditions:

- (1) That all buildings and equipment shall be placed inside of the property line, correct lines to be obtained before construction starts, or equipment installed. Lines and grades to be obtained from the City Engineering Department for entrances and driveways, building plans to be approved by the City Building Inspector.
- (2) That provision shall be made to take care of all water falling upon parking space and that said water shall be concentrated into concentration basins and carried from same to the nearest city storm sewer at the expense of the applicant.
- (3) That the driveway shall be built in accordance with the accompanying plan marked 2-H-40 and that all walks, ramps, curbs and gutters shall be constructed of concrete.

We further recommend that permission be granted to widen Whitis Avenue in accordance with said plan 2-H-40, but that all of such widened area shall be paved with concrete of a quality equal to that specified in the standard paving specifications of the City of Austin.

That a combination curb and sidewalk must be constructed of concrete, offering a definite obstruction to any cars which might use any portion of said widened area of not less than six inches in vertical height.

CITY SAFETY COMMITTEE.

J. E. Woody, Fire Chief;
Geo. F. Krueger, Fire Marshal;
Orin E. Metcalfe, City Engineer;
Tom Neal, Traffic Police Captain
L. A. Palmer, Plumbing Inspector

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS:

THAT permission shall be granted, subject to the foregoing conditions and the present and future rules and regulations and ordinances of the City of Austin, Texas, applying to or regulating commercial drive-in stations, and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that said Paul O. Simms Company, Agents for Ireland Graves, have failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the application of Paul O. Simms Company to erect a drive-in gasoline filling station and garage at 201 West Second Street; also the following report of the Safety Committee upon same:

"Austin, Texas, October 16, 1929.

Mr. Adam R. Johnson,
City Manager,
Austin, Texas.

Dear Sir:

We, your committee on the application of Paul O. Simms Company to construct and operate a drive-in gasoline filling station and garage at the southwest corner of Second and Colorado Streets, make the following report:

We, your committee, recommend that permit be granted subject to the following conditions:

(1) That all buildings and equipment shall be placed inside of the property line, correct lines to be obtained before construction starts, or equipment installed. Lines and grades to be obtained from the City Engineering Department for entrances and driveways, building plans to be approved by the City Building Inspector.

(2) That ceiling of that portion of the building that extends over driveways shall be covered with metal. Supports for portion extended over driveways to be supported by brick or reinforced concrete pillars.

(3) That gasoline storage tanks and pumps and equipment used in connection therewith shall be of an approved type, and shall bear the label of the National Board of Fire Underwriters. All equipment to be installed in compliance with City and State Regulations governing such installations. All equipment to be inspected and approved before being placed in service.

(4) That gasoline pumps and other equipment used in connection with the operation of a gasoline filling station shall be so located that cars receiving service therefrom will not in any way obstruct the sidewalk, street or alleyway. The pumps shall be at least ten (10) feet inside the property line and all equipment shall be not less than thirty (30) feet from adjoining residence, except his own residence.

(5) That electric lights only shall be used for lighting purposes, and all electric wiring shall be done in compliance with regulations governing the wiring of gasoline filling stations, and shall be approved by the City Electrical Depart-

ment.

(6) That "NO SMOKING" signs shall be displayed at all times and no person shall be permitted to smoke or have any open flame on premises where gasoline is sold or stored.

(7) That there shall be kept in an accessible place at all times, a chemical fire extinguisher for emergency use.

(8) That all gasoline pumps, tanks, equipment and piping connected thereto shall be inspected and approved by the City Plumbing Inspector, and the mechanic employed by the applicant to install the gasoline equipment shall apply to Plumbing Inspector for a special permit and shall give Plumbing Inspector sufficient notice when ready for inspection.

(9) That the grades of the station shall be such that no waste oils or water or any floor washing water shall ever pass over the City sidewalk area and that all of said waste oils and water shall be concentrated into a combined grease and sand trap and shall be conducted from said sand trap to the nearest city storm sewer at the expense of the applicant.

(10) That a plan of the filling station hereto attached marked 2-H-42 shall be followed during construction and shall be considered a part of this resolution, said plan showing the proposed location of pumps, driveways and methods of draining away waste waters and oils.

(11) That all adjacent walks, ramps, gutters and curbs shall be constructed of concrete and all construction shall conform to the attached plan of the development, marked 2-H-42.

(12) That the applicant or the mechanic employed by the applicant to make the installation shall apply to the Inspector of Weights and Measures for inspection after the installation has been approved by the Plumbing Inspector.

(13) That before using said station the owner shall apply to the City Engineer for final inspection when he considers that he has complied with all of the requirements of the City.

Approved:

Adam R. Johnson,
City Manager.

J. E. Woody, Fire Chief;
Geo. F. Krueger, Fire Marshal;
Orin E. Metcalfe, City Engineer

Tom Neal, Traffic Police
Captain;

L. A. Palmer, Plumbing In-
spector.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That permission shall be granted to Paul O. Simms Company to construct and operate a drive-in gasoline filling station and garage at the southwest corner of Second and Colorado Streets, subject to the foregoing conditions and the present and future rules and regulations and ordinances of the City of Austin, Texas, applying to or regulating gasoline filling stations, and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future, regulations and ordinances of the City of Austin, Texas, in the enforcement of proper police, traffic and fire regulations; and the right of revocation is retained, if after hearing, it is found by the City Council that said Paul O. Simms Company has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Manager be and he is hereby authorized and directed to purchase from Burt Brydson, for a cash consideration of Ten Thousand Three Hundred (\$10,300.00) Dollars, and upon showing of good and merchantable title in said owner at the time of conveyance, and free from all liens and incumbrances, as determined by the City Attorney, and after accurate survey there-

of, if deemed necessary by the City Manager, and upon delivery to the City of the owner's general warranty deed, the following two tracts of land, to-wit: Part of Outlot 70, Division "D" of the Government Outlots of the City of Austin, and said 5.90 acres of land including Lots Nos. 1, 2, 3, 4, and 5, of Block 1, of the James Byrne's Subdivision of Outlots 69, 70 and 71, Division "D", City of Austin, as recorded in Travis County Court Records in Plat Book No. 3, Page 72, and said 5.90 acres including 10 feet off of the west side of San Gabriel Street as originally laid out and as shown upon the map of the City of Austin, on file in the General Land Office of the State of Texas, and tract No. 1 being more particularly described as follows:

Beginning at a stake at the intersection of the west line of San Gabriel Street and the south line of 28 $\frac{1}{2}$ Street, said point being the northeasterly corner of Lot No. 2 in Block No. 1, of the James Byrne's Subdivision of Outlots Nos. 69, 70 and 71, Division "D" of the City of Austin, Texas, as recorded in the Travis County Deed Records in Plat Book No. 3, page 72, said Subdivision Plat showing San Gabriel Street to be 50 feet wide in conflict with the original plat of Outlots as shown by the map of the City of Austin on file in the General Land Office which shows San Gabriel Street to be 60 feet wide; thence with the west line of San Gabriel Street as shown in the Travis County Deed Records, Plat Book No. 3, Page 72, S. 50 $\frac{1}{2}$ " W. 200' to the southeast corner of Lot No. 5, Block No. 1 of the James Byrne's Subdivision; thence N. 85° W. 10' to the west line of San Gabriel Street; thence with the west line of San Gabriel Street as established by the original subdivision of the Government Outlots of the City of Austin in accordance with the map on file in the General Land Office S. 50 $\frac{1}{2}$ " W. 820.59 feet to the center of Shoal Creek; thence up the center of Shoal Creek N. 17°30" W. 141.05 feet; thence up Shoal Creek N. 21°30" W. 200 feet; thence up the center of Shoal Creek N. 23°30" W. 400 feet; thence up the center of Shoal Creek N. 19° 0" W. 290 feet; thence N. 80 $\frac{3}{4}$ " W. 97.8 feet to a stake which is on the westerly extension of South line of 28 $\frac{1}{2}$ Street; thence S. 85° E. with the south line of 28 $\frac{1}{2}$ Street at 211.4 feet passing the northwest corner of Lot No. 1, Block No. 1 of the James Byrne's Subdivision, in all 486.4 feet to the place of the beginning, containing 5.90 acres of land.

And Tract No. 2, being all of Lots Nos. 1 and 2 in Block 3 of the James Byrne's Subdivision of Outlots Nos. 70 and 71 in Division "D" of the City of Austin, Texas, as recorded in the Travis County Deed Records in Plat Book No. 3, page 72.

BE IT FURTHER RESOLVED:

THAT the sum of Ten Thousand Three Hundred (\$10,300.00) Dollars be and the same is hereby appropriated out of the Parks and Playgrounds Bond Fund, for the purpose mentioned above, and that a warrant in said amount issue therefor, payable to Burt Brydson, and to be delivered to said party, after approval of title to said land by the City Attorney, and delivery by said party of his general warranty deed to said land.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Texas Public Service Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A 4-inch low pressure gas main on East Second Street beginning at a point 21 feet west of and 20 feet south of the intersection of the east line of Brushy Street and the north line of East Second Street;

Thence in an easterly direction 20 feet distant from and parallel to the north line of East Second Street a distance of approximately 53 feet to connect with an existing gas main. Said gas main described above is to have a cover of not less than 2 $\frac{1}{2}$ feet.

(2) A 4-inch low pressure gas main on Brushy Street beginning at a point 20 feet south of and 21 feet west of the intersection of the north line of East Second Street and the east line of Brushy Street;

Thence in a southerly direction 21 feet distant from and parallel to the east

line of Brushy Street a distance of approximately 140 feet, said gas main described above is to have a cover of not less than 2½ feet.

(3) A 4-inch low pressure gas main on Elkhart Street beginning at a point on an existing 4-inch gas main 22 feet south of and 20 feet west of the intersection of the north line of East First Street and the east line of Elkhart Street;

Thence in a northerly direction 20 feet distant from and parallel to the east line of Elkhart Street a distance of approximately 138 feet. Said gas main described above shall have a cover of not less than 1½ feet.

(4) A 4-inch low pressure gas main on Baylor Street beginning at a point on an existing gas main 18 feet south of and 25 feet west of the intersection of the north line of West Eleventh Street and the east line of Baylor Street produced;

Thence in a southerly direction 25 feet distant from and parallel to the east line of Baylor Street a distance of approximately 192 feet. Said gas main described above to have a cover of not less than 4 feet.

(5) A 4-inch high pressure gas main on Monroe Street beginning at a point on an existing gas main 20 feet east of and 22 feet south of the intersection of the west line of Newton Street and the north line of Monroe Street;

Thence in a westerly direction 22 feet distant from and parallel to the north line of Monroe Street a distance of approximately 285 feet. Said gas main described above is to have a cover of not less than 2 feet;

(6) A 4-inch high pressure gas main on Newton Street beginning at a point on an existing gas main 20 feet east of and 20 feet south of the intersection of the west line of Newton Street and the north line of Monroe Street;

Thence in a northerly direction 20 feet distant from and parallel to the west line of Newton Street to a point in Elizabeth Street 20 feet south of and 20 feet east of the intersection of the north line of Elizabeth Street and the west line of Newton Street produced. Said gas main described above is to have a cover of not less than 2 feet.

(7) A 4-inch high pressure gas main on Elizabeth Street, beginning at a point 20 feet south of and 20 feet east of the intersection of the north line of Elizabeth Street and the west line of Newton Street produced;

Thence in an easterly direction 20 feet distant from and parallel to the north line of Elizabeth Street a distance of approximately 156 feet. Said gas main described above is to have a cover of not less than 2½ feet;

(8) A 4-inch high pressure gas main on that part of Newton Street that lies north of Elizabeth Street beginning at a point 20 feet south of and 20 feet east of the intersection of the north line of Elizabeth Street and the west line of that part of Newton Street that lies north of Elizabeth Street;

Thence in a northerly direction 20 feet distant from and parallel to the west line of said Newton Street a distance of approximately 120 feet. Said gas main described above is to have a cover of not less than 2½ feet.

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may be required at special points. When the Texas Public Service Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments they shall apply to the City Engineering Department not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

That the work and laying of said gas mains, including the excavation in the streets and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager and under all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps and plans showing the proposed construction of its pole lines in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Engineer; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the Southwestern Bell Telephone Company be and the same is hereby permitted to construct its pole lines in the following streets:

(1) Two (2) telephone poles on Colorado Street beginning at a point 8 feet east of and 51.5 feet south of the intersection of the south line of West Second Street and the west line of Colorado Street;

Thence in a southerly direction 8 feet distant from and parallel to the west line of Colorado Street to the north line of West First Street;

WHEREFORE, be it understood that at least three days' notice must be given before beginning construction on the pole line described above in order that the City Engineer may set the center line stakes.

That the work and construction of said pole lines, including the excavation of the streets and the restoration and maintenance of said streets after said pole lines have been constructed, shall be under the supervision and direction of the City Manager.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the sum of One Thousand, Eight Hundred, Fifty Dollars (\$1,850.00) be and the same is hereby appropriated out of the Parks and Playgrounds Bond Fund and set apart for the following expenditures:

For clearing underbrush in the parks, beginning at Fruth Addition--	\$1500.00
For preparation of Topographical Maps - - - - -	350.00
Total -	<u>\$1850.00</u>

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following report of H. R. F. Helland, Consulting Engineer:

"Austin, Texas, October 16, 1929.

Mr. Adam R. Johnson,
City Manager,
Austin, Texas.

Dear Sir:

This is to advise that L. E. Whitham and Company have completed the paving and other improvements on East First Street from the east line of Chicon Street to the west line of Llano Street, being Contract No. 12, according to the plans and specifications adopted for said improvement.

I therefore recommend the acceptance of this improvement.

Yours very truly,

H. R. F. Helland,
Consulting Engineer."

The Mayor then laid before the Council the following resolution:

RESOLUTION OF THE CITY OF AUSTIN, TEXAS,
ACCEPTING THE IMPROVEMENT OF A PORTION
OF EAST FIRST STREET, IN THE CITY OF
AUSTIN, AND AUTHORIZING THE PAYMENT OF
THE BALANCE DUE BY THE CITY OF AUSTIN
AND THE ISSUANCE AND DELIVERY OF CER-
TIFICATES OF SPECIAL ASSESSMENT AGAINST
OWNERS OF ABUTTING PROPERTY.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN;

THAT, Whereas, heretofore the hereinafter described street was ordered improved, contract for said work of improvement duly entered into and assessment levied against abutting property and the owners thereof to cover the portion of the cost payable by the said property owners; and

WHEREAS, pursuant to said contract and other proceedings in connection therewith, L. E. Whitham & Company has completed the improvement of the following street, to-wit:

EAST FIRST STREET from the East property line of Chicon Street to East property line of Llano Street, known as Unit or District No. 12; and

WHEREAS, said improvement is in strict compliance with the terms of said contract, specifications adopted for said improvement, and other proceedings in connection therewith; Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That said improvement on said portion of said street be and the same is hereby accepted as in full compliance with the terms of said contract, specifications and proceedings, and the final estimate due from the City of Austin to L. E. Whitham & Company be and the same is hereby ordered paid.

That the Mayor and City Clerk be and are hereby authorized and instructed to issue, execute and deliver to L. E. Whitham & Company certificates of special assessment against the abutting property and the owners thereof, evidencing the several sums of money assessed against said property and the owners thereof respectively for their pro rata of the cost of said improvement, in accordance with the terms of said contract and proceedings.

That this resolution shall take effect and be in force from and after its passage.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Council instructed the City Manager to notify J. B. Giles that the City did not wish possession of the land purchased from him for an airport site for the ensuing year.

Councilman Mueller nominated Gillespie Stacy as a member of the Park Commission to succeed Prof. T. A. Gullette, deceased. Nomination was confirmed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

Councilman Reed moved that the plans and specifications as submitted by the Consulting Engineer, H. R. F. Helland, for bridges over Johnson Creek at Seventh Street and Bouldin Creek at West Mary Street be approved and the City Manager be instructed to call for bids on the 31st instant for the construction of same. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

Councilman Pannell moved that the Council recess, subject to call of the Mayor. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Council then recessed.

Approved:

O. W. McFadden
M a y o r .